Bill further to amend the Mysore District Boards Regulation, 1926.

AS AMENDED BY THE SELECT COMMITTEE.

[Additions are indicated in italics and omissions are enclosed in square brackets.]

Whereas it is expedient further to amend the Mysore District Boards Regulation, 1926; It is hereby enacted as follows:— Preamble.

1. In section 3 of the Mysore District Boards Regulation, 1926, (hereinafter referred to as the said Regulation) the following definitions shall be added, namely:— Amendment of section 3.

(5) "Dangerous disease" means cholera, plague, small-pox and any endemic or epidemic or infectious disease by which the life of man is endangered.

(6) "Market" means a place where goods or animals are publicly exposed or brought for sale periodically.

(7) "Public ferry" means a ferry used for the conveyance for hire of any passenger, animal, cart, carriage or other vehicle or goods.

(8) "Private market" means a market other than a public market.

(9) "Public market" means a market which a District Board opens under section 54 or a market the control over which is or may be vested in a Village Panchayet by the Government.

2. In sub-section (2) of section 8 of the said Regulation, for the words "whenever a date has been fixed for any election of persons to fill the places of persons whose term of office has expired," the words "for every *general* election [of members in place of those whose term of office expires under section 24]" shall be substituted. Amendment of section 8.

3. In section 9 of the said Regulation, for the words "and who is not subject to any disqualification specified in section 10 or any other provision of this Regulation or the rules thereunder," the words "and who is not of unsound mind" shall be substituted. Amendment of section 9.

Amendment of section 10.

[4. In section 10 of the said Regulation, for the word "vote" occurring in the first line, the words "be a member" shall be substituted.

Amendment of section 11.

5. In section 11 of the said Regulation,—

(i) the following words shall be inserted after the the words "or on behalf of the District Board" and before the words "may be a candidate":—

"and any person who is not employed as paid legal practitioner on behalf of a District Board or does not accept employment as legal practitioner against a District Board."

(ii) The word "or" at the end of proviso (*c*) and proviso (*d*) shall be omitted.]

Disqualification of members.

4. For Sections 10 and 11 of the said Regulation the following shall be substituted.

10. (1) (A) No person may be a member of a District Board—

(a) who has been sentenced by a Criminal Court to imprisonment or whipping for an offence punishable with imprisonment for a term exceeding six months, or to transportation, such sentence not having been subsequently reversed, or quashed, or

(b) against whom an order has been passed under section 118 of the Code of Criminal Procedure, 1904, in proceedings instituted under section 110 of that Code, such order not having been subsequently reversed or quashed, or

(c) who has been dismissed from municipal, district board or Government service, such dismissal having been notified as debarring him from re-employment, or

(d) who was a legal practitioner whose sannad has been withdrawn by the High Court, or

(e) who has been removed from office under section 27, or

(f) who is a legal practitioner whose sannad has been suspended by the High Court, or

(g) who is an undischarged insolvent, or

(h) who is less than twenty-one years of age, or

(i) who is of unsound mind, or

(j) who is a judge, and

(B) No person,

(a) who is a salaried officer or servant of a district board, or

(b) who, save as hereinafter provided, has directly or indirectly, by himself or his partner, any share or interest in any work done by order of a district board, or in any contract or employment with, or under, or by, or on behalf of a district board, or

(c) who is employed as paid legal practitioner on behalf of a district board or accepts employment as legal practitioner against a district board,

may be a member of such district board.

Provided that—

(a) the disqualification in sub-clause (b) of clause A will cease to operate after the expiry of the period during which a person is ordered to furnish security,

(b) the disqualification in sub-clauses (a), (c), (d) and (e) of clause A will cease to operate after the expiry of three years from the date of such sentence, dismissal, withdrawal or removal or earlier by an order of the Government ;

(c) a person shall not be deemed to have incurred disqualification under clause B (b) by reason of his

(i) having a share in any joint-stock company or a share or interest in any literary association registered under the Societies Registration Regulation, 1904, or in any society registered under the Mysore Co-operative Societies Regulation, 1918, which shall contract with or be employed by or on behalf of the district board, or

(ii) having a share or interest in any newspaper in which any advertisement relating to the affairs of the district board may be inserted, or

(iii) holding a debenture or being otherwise concerned in any loan raised by or on behalf of the district board,

(2) if any member of a district board during the term for which he has been elected or appointed—

(a) becomes subject to any disqualification specified in sub-section (1), or

(b) votes or takes part as a councillor in the discussion of any matter in which he has directly or indirectly by himself or his partner any such share or interest as is described in sub-clauses (1) and (2) of clause (c) of the proviso to sub-section (1), or

(c) not being a salaried servant of the Government absents himself for more than 4 consecutive months from the district for which the board is established unless leave so to absent himself, which shall not exceed six months, had been granted by the board, or absents himself for six consecutive months from meetings of the board

he shall be disabled from continuing to be a member and his office shall become vacant.

(3) If any question or dispute or doubt arises whether a vacancy has occurred under this section, the orders of the Government shall be final for the purpose of deciding such question or dispute or doubt.

11. Every person whose name is entered in the list prepared under section 8 for a constituency and who is not disqualified to be a member of the district board shall be qualified to be a candidate at any election in such constituency provided that a person who is already a member of the district board shall not be entitled to be a candidate at a bye-election held before the expiry of his term of office as member of such district board.

Amendment of section 14.

[6] *5.* At the end of sub-section (5) of section 14 of the said Regulation, the following explanation shall be inserted :—

"*Explanation.*—The expression 'error' in this sub-section does not include any breach of or any omission to carry out or any non-compliance with the provisions of this Regulation or the rules made thereunder whereby the result of election has been materially affected."

Substitution of a new section for section 23.

Term of office of President and Vice-President and their liability to removal.

[7] *6.* The following shall be substituted for section 23 :—

" (1)—The term of office of every President or Vice-President shall commence from the date of notification of his election or appointment and shall, save as otherwise provided for in this Regulation, cease whenever he ceases to be a member of the District Board over which he presides ;

Provided that he shall, after an opportunity is afforded for hearing him, be removable from office as such President or Vice-President by the Government for misconduct or neglect of or incapacity to perform his duty or if he is unable to pay his debts or in the case of any elected or nominated President or Vice-President for not commanding the confidence of the Board to be evidenced by a resolution of the District Board in favour of which not less than two-thirds of the whole number of members of such Board have given their votes at a meeting specially convened for the purpose.

Explanation.—A person may be presumed to be unable to pay his debts if he is under arrest or imprisonment in execution of the decree of any Court for the payment of money.

Casual vacancies in their office how to be filled up.

(2) In the event of any vacancy occurring in the office of a President or Vice-President, by death, resignation, removal or otherwise, the vacancy shall be filled up as soon as conveniently may be, by the election or appointment of some other member of the Board thereto.

Substitution of a new section for section 25.

[8] 7. For section 25 of the said Regulation, the following shall be substituted, namely :—

Resignation of office as member of Board, Vice-President or President.

"25. A member of a District Board other than the President may resign his membership and a Vice-President may resign his office as Vice-President by giving notice in writing to that effect to the President and such resignation shall take effect from the date of the notice. The President may resign his membership or his office as President by giving a notice in writing to that effect to the Government and if such resignation is accepted, it shall take effect from the date on which the intimation of such acceptance reaches the office of the President."

Amendment of section 26.

[9. In clause (*a*) of sub-section (1) of section 26 of the said Regulation, for the words "disqualified under," the words "subject to any disqualification specified in" shall be substituted and in clause (*c*) of the same sub-section, the words "without the leave of the Board" shall be omitted.]

8. Section 26 of the said Regulation shall be omitted.

Addition of new sections 27-A.

[10. Between sections 27 and 28 of the said Regulation, the following new section shall be inserted, namely :—

9. Renumber Section 27 as 26 and after the section so renumbered the following new section shall be inserted as Section 27:—

Casual vacancies occurring by increasing the number members.

"27 [A]. In the event of a vacancy occurring by increasing the number of members of a District Board under section 6, such vacancy shall be filled up, as soon as conveniently may be, by the election or appointment as the case may be, of a person thereto who shall hold office till the next general election or for such period as the Government may in this behalf notify in the official Gazette."

Amendment of section 30.

[11] *10.* Sub-section (3) of section 30 of the said Regulation shall be numbered as sub-section (4), the following new sub-section being inserted between sub-sections (2) and (4), namely :—

" (3) Every member shall have access to the records of the District Board or of any Committee after giving due notice to the President, provided that the President may, for reasons given in writing, forbid such access."

Amendment of section 37.

[12] *11.* In the proviso to section 37 of the said Regulation, the words " loss or waste " shall be inserted after the word " misapplication " wherever it occurs.

[13] *12.* In sub-section (1) of section 40 of the said Regulation, the words 'or with any Village Panchayet' shall be inserted after the words 'Municipal Council' in line 2 thereof and the words 'or Panchayet' and 'or Panchayets' shall be inserted after the words 'Council' and 'Councils' respectively in lines 3 and 7.

[14] *13.* In section 45 of the said Regulation—

(1) For the words beginning with " Every District Board " and ending with " subject to its authority " in sub-section (1), the following shall be substituted, namely :—

Amendment of section 45.

" It shall be the duty of every District Board to make, subject to such exceptions and conditions as may, from time to time, be made or imposed by the Government in this behalf, reasonable provision for the following matters within the area under its jurisdiction and when effective provision cannot otherwise be made, outside that area "

(2) The word " schools " in clause (*c*) and the whole of clauses (*h*), (*j*), (*l*) (*m*) and (*n*) of sub-section (1) of the said section shall be deleted.

(3) The word " and " at the end of clause (*c*) of sub-section (2) of the said section shall be omitted and

the following new clauses shall be inserted after clause (*d*) thereof :—

(*e*) promote development of economic condition with special reference to Agriculture and Industries and Commerce ;

(*f*) encourage local arts and industries and grant loans for this purpose subject to the rules made by the Government in this behalf ;

(*g*) institute, hold and manage fairs, cattle and agricultural shows and industrial exhibitions ;

(*h*) [improve breed] *take measures for improvement* of cattle ;

(*i*) pay travelling allowances to members of the District Board or any committee thereof subject to the rules prescribed in this behalf ;

(*j*) provide motor and other transport facilities for the carriage of the public or guarantee from the district fund such sums as the District Board shall think fit as interest on capital expended by the Government or a company for this purpose and grant loans for providing capital for this purpose ;

(*k*) organise and maintain, in time of famine or scarcity, relief and local relief works and shops or stalls for the sale of necessaries of life ;

(*l*) provide accommodation for any class of servants employed by the District Board and grant loans to such servants for construction of houses subject to the rules and conditions prescribed by the Government in this behalf ;

(*m*) contribute towards any public fund raised for the relief of human suffering within or without the area under the authority of the District Board ;

(*n*) by a resolution passed at a meeting and supported by one-half of the whole number of members of the Board, and with the previous sanction of the Government, arrange for any public reception, ceremony or entertainment ; and

(*o*) undertake any other matter not hereinbefore specifically named which is likely to promote the public health, safety or convenience or which is necessary for the carrying out of this Regulation, expenditure whereon is resolved by the District Board by the votes of not less than one-half of the whole number of members of the District Board and with the approval of the Government, to be an appropriate charge on the district fund.

Amendment of section 54.

[15] *14.* For section 54 of the said Regulation, the following sections shall be substituted, namely :—

Public ferries.

"54 (1) No public ferry shall after the commencement of this Regulation be newly established or closed without the sanction of the Government and no person shall keep open a public ferry which has been entrusted to the charge of the District Board without a license from the District Board ;

(2) Whoever contravenes the provisions of this section shall, on conviction by a Magistrate, be punished with fine which may extend to five hundred rupees ;

(3) Nothing in sub-sections (1) and (2) shall be deemed to apply to any person specially hiring a boat for the conveyance of himself or his family or friends or servants or goods or to the person letting such boat for hire for the said purpose."

"54-A (1) No market, either private or public, and no jatras, fairs, agricultural and cattle shows and exhibitions except those which are managed by muzrai and other officers authorised by the Government in this behalf shall be newly established in any area under the authority of a District Board or a Village Panchayet without the previous sanction of the Government which, [in the case of the latter,] *in respect of an application by a Village Panchayet* will be accorded after previous consultation with the District Board concerned.

(2) The grant of permission under the last preceding sub-section shall be subject to such conditions, and restrictions as the Government may lay down generally in respect of all such institutions as are referred to in sub-section (1) or specially in the case of any particular institution or class of institutions.

(3) No person shall open a new private market or continue to keep open a private market unless he obtains from the District Board a license to do so.

(4) No person shall sell or expose for sale any article or animal in any unlicensed private market ;

(5) Whoever contravenes the provisions of this section shall, on conviction by a Magistrate, be punished with fine which may extend to five hundred rupees.

(6) If any question arises whether any place where persons assemble for the sale or purchase of articles of food or clothing or live-stock or poultry or cotton, ground-nut

or other industrial crops or any other raw or manufactured products, is a market or not, the local authority concerned shall make a reference to the Government and the decision of the Government on the question shall be final."

[16] *15.* In sub-section (3) of section 56 of the said Regulation, between the words "shall" and "be punished" the words "if not punishable under any other section of this Regulation," shall be inserted. Amendment of section 56.

[17] *16.* For section 65 of the said Regulation, the following shall be substituted, namely,— Substitution of a new section for section 65.

"65. The district fund and all property held by or vested in the District Board under this Regulation, shall be applied, subject to the provisions of this Regulation for the payment of :— Application of district fund and property.

(*a*) the salaries, allowances, pensions and gratuities of its officers and servants,

(*b*) any amounts falling due on any loans contracted by the board,

(*c*) expenses incurred—

(*i*) for holding elections to the District Board under this Regulation,

(ii) for the purposes specified in section 45, and

(iii) all other purposes for which by or under this Regulation or the rules or bye-laws thereunder or any other law for the time being in force, powers are conferred or duties imposed upon the District Board, and

[(*d*)] (*iv*) with the previous sanction of the Government, *for* any other purpose for which the application of such property or fund is in the public interest.

Provided that—

[(1)] any funds granted to the District Board by the Government or any person or local authority for any specific work or purpose shall be applied exclusively for such work or purpose and in accordance with such instructions as the Government may lay down either generally or specifically in this behalf.

[(2) The Deputy Commissioner shall determine the amount of expenses to be incurred for holding elections referred to in clause (*c*) of sub-section (1) and his determination shall be final and binding on the District Board.]

Substitution of a new sub-section for sub-section (4) of section 68.

[18] *17.* The following shall be substituted for sub-section (4) of section 68 of the said Regulation :—

"(4) The whole or any portion of the cess or the interest or other income derived from investment thereof in a bank or in securities or on construction of a railway or tramway may, with the previous approval of the Government and subject to such orders as may be made by it, be utilised for the construction of new roads and bridges or for improvement works to existing roads and bridges in the district, provided it is not required immediately or in the near future for,

[(*i*)]—expenditure on the purposes specified in [clauses (*b*) and (*c*) of] sub-section (3), [or]

[(*ii*) expenditure on the construction of any railway or tramway, the earnings from which have, as a result of an investigation of the traffic prospects of the said railway or tramway, been ascertained as sufficient to meet the working expenses of the said railway including provision for depreciation and renewals and to yield in addition on the capital invested, an interest of not less than 3 per cent annually.]

Explanation.—The expression 'improvement works [to roads]' in this sub-section includes the widening of roads, the levelling of roads, the provision of improved surfacing to roads by treatment with cement, tar, bitumen and such other materials, and the doing of any other works in respect of roads beyond ordinary repairs essential to placing them in a proper state of repair.

Addition of new sections 71-A and 71-B

[19] *18.* After section 71 of the said Regulation, the following new section [s] shall be inserted, namely :—

Power to expel persons who refuse to pay fees.

"71-A. When any fee has been imposed under section 70 or has been leased under section 71, any person employed by the District Board or lessee to collect such fees or the lessee himself may, subject to the conditions of the lease, collect the fee or expel from the place for the use of which the fee is payable any person who is liable to pay the fee but refuses to pay it.

["71-B. When a cess is imposed under the provisions of sections 68 and 69, every tenant of land in respect of which or in respect of the assessment on which the

cess is imposed shall be liable in addition to his rent to pay to his superior holder from whom the cess is recoverable, a sum calculated on the basis of the amount to be re-imbursed to the superior holder in respect of the cess imposed as aforesaid and such sum shall be recoverable as though it were part of his rent."]

[20] *19.* For sections 76, 77, 78 and 79 of the said Regulation, the following sections under a new chapter shall be substituted, namely :— Substitution of new sections for sections 76 to 79 under a new chapter.

'CHAPTER VI-A.'

DISTRICT FUND ACCOUNTS AND ADMINISTRATION REPORTS.

76. Except as hereinafter provided, no payment of any sum shall be made out of the district fund unless the expenditure of the same is covered by a budget grant, provided that the following items shall be excepted from this prohibition, namely :— Prohibition of expenditure not budgetted for.

(*a*) refunds of taxes and other moneys which the District Board is authorised by the Regulation or the rules made thereunder to make;

(*b*) repayments of moneys belonging to the contractors or other persons held in deposit and of moneys collected or credited to the district fund by mistake;

(*c*) sums which the District Board is required or empowered by this Regulation to pay by way of compensation;

(*d*) every sum payable,

(i) under section 95 by order of the Deputy Commissioner and under sections 39, 96 and 98 by order of the Government,

(ii) under a decree or order of a civil court passed against the District Board,

(iii) under a compromise of any suit or other legal proceedings or claim;

(*e*) expenses incurred in the exercise of power conferred by bye-laws made under clause (*e*) of sub-section (1) of section 57;

(*f*) all contributions payable by the District Board to the Government for the maintenance of water-supply, dispensaries and other institutions managed by the

Government on behalf of the District Board or on behalf of the District Board and any other local authority or authorities.

Presentation of accounts.

77. (1) The Standing Committee shall have prepared and laid before the District Board at its quarterly meetings complete accounts of the receipts and expenditure of the District Board since the first day of July last preceding and at a meeting which shall be held between the first day of February and the first day of April, a complete account of the actual and expected receipts and expenditure for the official year ending on the thirtieth day of June next following together with a budget estimate of the income and expenditure of the District Board for the official year to commence on the first day of July next following.

Budget estimate.

(2) The District Board shall thereupon decide upon the appropriations, and the ways and means contained in the budget of the year to commence on the first day of July next following. The budget as passed by the District Board shall be sent to the Government through the Deputy Commissioner before such date as may be fixed by the Government, [and the Deputy Commissioner shall submit the same to the Government with his remarks, if any, with the least practicable delay].

(3) In such budget estimate, the District Board shall, among other things—

(*a*) make adequate and suitable provision for such services as may be required for the fulfilment of the several duties imposed on the District Board by this Regulation or any other law;

(*b*) provide for the payment, as they fall due, of all instalments of principal and interest for which the District Board may be liable in respect of loans contracted by it;

(*c*) provide for the payment of all sums payable to the Government under section 39 and of all contributions for the maintenance of water-supply, dispensaries, schools and other institutions or services managed by the Government on behalf of the District Board and *on behalf of the District Board and* any other local authority or authorities;

(*d*) allow for a balance at the end of the said year of not less than such sum as may, from time to time, be fixed by the Government generally for all District Boards or specially for any District Board;

(4) If the budget as submitted fails to make adequate provision for the matters specified in sub-section (3), the Government may, in according sanction, modify any part of the budget so as to ensure that such provision is made.

Revision of budget.

78. If, in the course of the official year, the District Board finds it necessary to modify the figures shown in the budget with regard to its receipts or to the distribution of the amounts to be expended on the different services it undertakes, it may do so, provided that without the approval of the Government—

(*a*) no reduction shall be made in the amounts allotted for the several items specified in clauses (*b*) and (*c*) of sub-section (3) of section 77, and

(*b*) the closing balance shall not be reduced below the sum fixed under clause (*d*) of sub-section (3) of section 77.

Maintenance of accounts and restrictions on expenditure.

79. (1) Accounts of the income and expenditure of the district fund shall be kept in accordance with the rules prescribed in this behalf.

(2) Expenditure from the district fund shall, save as otherwise expressly provided for in this Regulation, be incurred subject to the restrictions, conditions and limitations imposed in the rules prescribed in this behalf.

(3) The District Board shall, at the *first* general meeting [in July or] *held* after *the* audit of the past official year's accounts, [if such audit has not before that general meeting taken place,] pass [the] *such* accounts [of the past official year].

79-A. (1) The district fund accounts shall, from time to time, and once in every year at the least, be audited by an auditor appointed by the Government and also by such other agency, if any, as may be appointed by the District Board.

(2) The auditor or auditors shall for the purposes of [their office,] *audit* have access to all the accounts and other records of the District Board.

(3) The District Board shall pay from the district fund such charges for the audit as may be agreed upon and in the case of a Government auditor, such charges as may be prescribed by the Government.

Powers of Government auditor.

79-B. The Government auditor may—

(*a*) by written requisition require the production before him of any document which he may consider necessary for the proper conduct of his audit;

(*b*) by written requisition require any person accountable for, or having the custody or control of, any such document to appear in person before him ; and

(*c*) require any person so appearing before him to make and sign a declaration with respect to such document or to answer any question or prepare and submit any statement.

Duties of Government auditor.

79-C. (1) The Government auditor shall—

(*a*) as soon as may be after the completion of the audit, deliver to the Standing Committee a report upon the audit of the district fund accounts,

(*b*) report to the Standing Committee and to the Deputy Commissioner any material impropriety or irregularity which he may observe in the expenditure, or in the recovery of moneys due to the District Board or in the district fund accounts ; and

(*c*) report to the Standing Committee and to the Deputy Commissioner any loss or waste of money or other property owned by or vested in the District Board caused by neglect or misconduct, with the names of persons directly or indirectly responsible for such loss or waste ;

Standing Committee to remedy defects.

(2) The Standing Committee shall forthwith remedy any defects or irregularities that may be pointed out by the auditor.

Disallowance by Government auditor and order by Deputy Commissioner.

79-D. (1) The Government auditor shall disallow every item contrary to law and report the same to the Deputy Commissioner with particulars as regards the person making, or authorising the making of, the illegal payment.

(2) The Deputy Commissioner may, on the report of the auditor or on his own motion, pass an order charging any person responsible therefor the amount of any deficiency or loss incurred by the negligence or misconduct of that person or of any sum which ought to have been but is not brought into account by that person after affording him an opportunity to explain and shall, in every such case, certify the amount due from such person.

(3) The Deputy Commissioner shall state in writing the reasons for his decision in respect of every charge and furnish a copy thereof to the person against whom it is made.

79-E. Any person aggrieved by the order of the Deputy Commissioner under the last preceding section

may, within one month after he has received or been served with the decision of the Deputy Commissioner, either apply to the principal civil court of original jurisdiction to set aside such charge and the court, in such case after taking such evidence as is necessary, may confirm, modify or remit such charge with such orders as to costs as it may think proper in the circumstances; or in lieu of such application, the person so aggrieved may, within the like period, appeal to the Government who shall pass such orders as it thinks fit.

Recovery of amounts disallowed.

79-F. Every sum certified to be due from any person by the Deputy Commissioner under this Regulation shall be paid by such person to the District Board within one month after the intimation to him of the said decision unless within that time such person has appealed to the court or to the Government against the decision; and such sum if not so paid, or such sum as the court or the Government shall declare to be due, shall be recoverable by the Deputy Commissioner as an arrear of land revenue along with the necessary expenses of such recovery *and shall be* credited to the district fund.

Transmission of accounts to Government.

79-G. The District Board shall, as soon as the annual accounts have been finally passed by it, transmit to the Government, or any officer duly authorised by it in this behalf, a copy thereof, or an account in the form prescribed in this behalf, and shall furnish such details and vouchers relating to the same as the Government or such officer may, from time to time, direct.

Annual Administration Report.

79-H. (1) As soon as may be after the first day of July in every year and not later than such date as may be fixed by the Government, the President shall submit to Government through the Deputy Commissioner, a report on the administration of the Board during the preceding official year in such form and with such details, as the Government may direct, with the resolution of the District Board thereon.

(2) The report may be published in such manner as the District Board, subject to the approval of the Government, may direct.

Amendment of section 94.

[21] *20.* In sub-section (1) of section 94 of the said Regulation, after the words "breach of peace" the words "or is unlawful" shall be inserted.

Amendment of section 95.

[22] *21.* (1) After the word "balance" at the end of sub-section (2) of section 95 of the said Regulation, the words "and such person shall be bound to comply with such order" shall be inserted.

(2) For sub-section (3) of the said section, the following shall be substituted, namely :—

"The provisions of sub-section (2) of section 94 shall apply, so far as may be, to any order made under this section."

Amendment of section 96.

[23] *22.* In sub-section (1) of section 96 of the said Regulation, after the words "by or under this Regulation," the words "or by or under any enactment for the time being in force," shall be inserted and after the word "balance" at the end of sub-section (3) of the said section, the words "and such person shall be bound to comply with such order" shall be inserted.

Amendment of section 98.

[24] *23.* Section 98 of the said Regulation shall be treated as sub-section (1) thereof and the following shall be inserted as sub-section (2) namely :—

"(2) No suit shall be entertained by a Civil Court in respect of any dispute referred to in sub-section (1)."

In sub-section (1) as re-numbered, the words 'or Village Panchayets' shall be inserted after the words 'Municipal Councils.'

Amendment of section 100.

[25] *24.* (1) In sub-section (2) of section 100 of the said Regulation, after the word "Committees" in clause (*c*), the words "and to the interpellation of the President by the members and to the moving of resolutions at meetings of District Boards" shall be inserted.

(2) For clause (*n*) of the said sub-section, the following clause shall be substituted, namely :—

"(*n*) as to the conditions under which rate-payers may appear before the Government auditor, inspect books and vouchers and take exception to items entered in the accounts or omitted therefrom."

(3) Clause (*r*) of the said sub-section shall be re-numbered as clause (*s*), the following new clause being inserted after clause (*q*), namely :—

"(*r*) for prescribing punishment not exceeding five hundred rupees for breach of any rule and also a further fine which may extend to twenty-five rupees for every day on which such breach continues after the date of

conviction or any subsequent date, as may be fixed by the Magistrate."

[26] *25.* After section 100 of the said Regulation, the following new section shall be inserted, namely, Addition of a new section as 100 A.

"100A. The Government may delegate all or any of its powers under this Regulation to any officer subordinate to it." Delegation of powers by Government.

[27] *26.* Section 106 of the said Regulation shall be treated as sub-section (1) thereof and the following shall be inserted as sub-section (2) thereof, namely :— Amendment of section 106.

"(2) Nothing in this section shall be deemed to apply to any suit instituted under section 54 of the Specific Relief Act, 1877 as in force in Mysore."

[28] *27.* After sub-section (2) of section 108 of the said Regulation, the following sub-sections shall be inserted, namely : Amendment of section 108.

"(3) Nothing contained in this section shall prevent the District Board allowing any temporary occupation of or erections in any public street on occasions of festivals and ceremonies, and in such manner, as not to inconvenience the public or any individual.

(4) Nothing contained in this section shall apply to any projection duly authorised by the District Board or in any case where permission has been given under sub-section (3) of this section."

[29] *28.* In clause (*a*) of schedule II of the said Regulation, between the words "As" and "a", the words "a slaughter-house or as " shall be inserted. Amendment of schedule II.

Printed by the Superintendent at the Government Press, Bangalore.